

By: _____ .J.R. No. _____

Substitute the following for .J.R. No. _____:

By: _____ C.S. .J.R. No. _____

A JOINT RESOLUTION

1 proposing a constitutional amendment to provide funding for public
2 schools and reduce school district maintenance and operations ad
3 valorem tax rates through an increase in the state sales and use tax
4 rate.

5 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

6 SECTION 1. Article VIII, Texas Constitution, is amended by
7 adding Section 27 to read as follows:

8 Sec. 27. (a) The state shall impose the sales and use tax on
9 the sale, storage, use, or other consumption in this state of
10 taxable items under Chapter 151, Tax Code, or its successor, at the
11 rate of 7.25 percent. Notwithstanding this subsection, the
12 legislature by general law may increase the rate of the tax, modify
13 the application of the tax, or repeal the tax.

14 (b) Notwithstanding any other provision of this
15 constitution, the net revenue derived from the portion of the rate
16 of the sales and use tax described by Subsection (a) of this section
17 that exceeds the rate in effect on January 1, 2019, but does not
18 exceed 7.25 percent, is appropriated on receipt to the Texas
19 Education Agency or its successor and allocated as follows:

20 (1) 80 percent to reduce school district maintenance
21 and operations ad valorem tax rates in the manner provided by
22 general law; and

23 (2) the remainder to increase the basic amount of
24 funding per student provided to public schools under the public

1 school finance system above the amount set by general law.

2 (c) The legislature by general law may provide for the
3 administration of this section.

4 SECTION 2. The following temporary provision is added to
5 the Texas Constitution:

6 TEMPORARY PROVISION. (a) This temporary provision applies
7 to the constitutional amendment proposed by the 86th Legislature,
8 Regular Session, 2019, to provide funding for public schools and
9 reduce school district maintenance and operations ad valorem tax
10 rates through an increase in the state sales and use tax rate.

11 (b) Section 27, Article VIII, of this constitution, as added
12 by the amendment, applies to taxes imposed on or after January 1,
13 2020.

14 (c) This temporary provision expires January 1, 2021.

15 SECTION 3. This proposed constitutional amendment shall be
16 submitted to the voters at an election to be held November 5, 2019.
17 The ballot shall be printed to permit voting for or against the
18 proposition: "The constitutional amendment to provide funding for
19 public schools and reduce school district maintenance and
20 operations ad valorem tax rates through an increase in the state
21 sales and use tax rate."